



## **OCTOBER 16 - 20, 2006 ST. LOUIS, MISSOURI**

**James B. Loken, Chief Judge - Minneapolis, Minnesota**

### **Circuit Judges in Active Service**

**Roger L. Wollman - Sioux Falls, SD  
Diana E. Murphy - Minneapolis, MN  
Kermit E. Bye - Fargo, ND  
William Jay Riley - Omaha, NE  
Michael J. Melloy - Cedar Rapids, IA  
Lavenski R. Smith - Little Rock, AR  
Steven M. Colloton - Des Moines, IA  
Raymond W. Gruender - St. Louis, MO  
Duane Benton - Kansas City, MO  
Bobby E. Shepherd - El Dorado, AR**

### **Circuit Judges Who Have Taken Senior Status**

**Donald P. Lay - St. Paul, MN  
Myron H. Bright - Fargo, ND  
John R. Gibson - Kansas City, MO  
Pasco M. Bowman - Kansas City, MO  
Frank J. Magill - Fargo, ND  
C. Arlen Beam - Lincoln, NE  
David R. Hansen - Cedar Rapids, IA  
Morris S. Arnold - Little Rock, AR**

## NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

*Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10<sup>th</sup> Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28, and Division II will be held in the Southeast Courtroom on Floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 30 minutes before Court convenes.*

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans  
Clerk of Court

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**MONDAY, OCTOBER 16, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES MELLOY, BEAM, BENTON**

1.	06-1398EM	Level 3 Communications, L.L.C., et al. v. City of St. Louis, Missouri, et al.	
	06-1459EM	Level 3 Communications, L.L.C., et al. v. City of St. Louis, Missouri, et al.	20
2.	06-1739	Carlos Alberto Flores-Calderon, et al. v. Alberto Gonzales, etc.	15
3.	06-1571MN	Schwan's Sales Enterprises, Inc. v. SIG Pack, Inc., etc.	15
4.	06-1714MN	United States v. Adrian Tinajero	10
5.	06-2149EM	United States v. Keisha Braggs	10

**TUESDAY, OCTOBER 17, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES MELLOY, BEAM, BENTON**

1.	06-1786EA	Michael Cagle, Jr. v. Larry Norris, etc.	15
2.	06-2257SD	United States v. Oscar Flores-Sandoval, etc.	15
3.	06-2437SD	United States v. Juan Rodriguez	15
4.	06-1438ND	United States v. Yvette LaFloe Falcon	15
5.	06-2281EA	United States v. Demario A. Howard	10
6.	06-1705SD	United States v. Philip No Neck	15

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**WEDNESDAY, OCTOBER 18, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES MELLOY, BENTON, SHEPHERD**

1.	06-1146EM	Synergetics, Inc. v. Charles Richard Hurst, Jr., et al.	20
2.	05-4220	Judith Phuobong Ntangsi v. Alberto Gonzales, etc.	15
3.	06-1982EA	L. Walter Quinn, III, et al. v. Ocwen Federal Bank FSB, et al.	15
4.	06-1696EA	Ruth E. Parks, et al. v. City of Horseshoe Bend, Arkansas, et al.	10
5.	06-1115EA	United States v. Leonard D'Andrea	10
6.	06-1960SD	United States v. D.A.L.D., juvenile	10

**THURSDAY, OCTOBER 19, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES MELLOY, BENTON, SHEPHERD**

1.	05-3019EM	United States v. Amesheo D. Cannon	20
2.	06-1381EM	United States v. Tyrese D. Hyles, etc.	20
3.	06-1599EA	Catrease Rice v. Inland Paperboard and Packaging, Inc., et al.	15
4.	06-1904EM	Douglas Wood, et al. v. Foremost Insurance Company	15
5.	06-1957EM	United States v. David Allen Amos	10

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**FRIDAY, OCTOBER 20, 2006, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES MELLOY, BENTON, SHEPHERD**

1.	06-1865EM	Suburban Leisure Center, Inc. v. AMF Bowling Products, Inc., et al.	15
2.	05-4128	Olivia Nabalwala v. Alberto Gonzales, etc.	15
3.	06-1700EA	Michael Bearden v. Dudley Lemon, etc.	15
4.	06-2138EA	Mountain Pure, LLC, et al. v. Bank of America, N.A.	15
5.	06-1477	Naing Tun v. Alberto Gonzales, etc.	15

**DIVISION II**  
**27<sup>th</sup> Floor**  
**Southeast Courtroom**

**MONDAY, OCTOBER 16, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

1.	06-1808EM	Pepsico, Inc., etc. v. WenAmerica, etc.	15
2.	06-1618MN	United States v. Cesar Castro-Higuero	15
3.	06-1610	Ebrima Jallow v. Alberto Gonzales, etc.	15
4.	06-1942MN	Straights and Gays for Equality (SAGE), et al. v. Osseo Area Schools, etc., et al.	15
5.	06-1913SD	United States v. John M. Jenners	10

**TUESDAY, OCTOBER 17, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

1.	06-1876MN	United States v. Jesus Torres-Villalobos, etc.	15
2.	05-3952MN	United States v. Carlous Lindell Daily, etc.	15
3.	06-2045MN	United States v. Richard William Gettel	15
4.	06-1634EM 06-2605EM	United States v. Abdolhossein Rastegar, etc. United States v. Abdolhossein Rastegar, etc.	10
5.	06-1333MN	United States v. Lynn Warren Tjaden	10
6.	06-1693SD	United States v. Ronald Gene Kenyon, etc.	15

**DIVISION II**  
**27<sup>th</sup> Floor**  
**Southeast Courtroom**

**WEDNESDAY, OCTOBER 18, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

1.	06-1660MN	Dede Smith v. United Television, etc.	15
2.	06-1551EM	On Target Sporting Goods, etc. v. Attorney General of the United States, etc., et al.	15
3.	06-1150SD	State of South Dakota, et al. v. United States Department of Interior, et al.	15
4.	06-2448MN	United States v. Robert Lee Williams	15
5.	06-1777MN	Twin Cities Galleries, LLC, et al. v. Media Arts Group, Inc., et al.	15
6.	06-1719EM	United States v. Corey Louis Hines	10

**THURSDAY, OCTOBER 19, 2006, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

1.	06-2217	In re: Charles Benn, Jr., et al., Debtors, Charles Benn, Jr., et al. v. James S. Cole, et al.	20
2.	06-1277SD	Ellison Kalda, M.D., et al. v. Sioux Valley Physician Partners, etc., et al.	15
3.	06-1638MN	HDC Medical, Inc. v. Minntech Corporation	15
4.	06-1672MN	Alfred Flowers v. Kevin Stoll, etc.	15
5.	06-1623MN	United States v. Alfredo Manuel Nevarez-Espino	10

**DIVISION II**  
**27<sup>th</sup> Floor**  
**Southeast Courtroom**

**FRIDAY, OCTOBER 20, 2006, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES SMITH, BOWMAN, COLLOTON**

1.	06-1601EA	Todd P. Smith, M.D. v. Robert Casali, M.D.	15
2.	06-1794EM	Mary Beth Kamrath v. Sharri Kamrath Rocca, etc.	15
3.	05-4433	Yasser Ebrahim v. Alberto Gonzales, etc.	15
4.	06-1138EA	United States v. Amir Reza Katkhordeh	10
5.	06-1178	Nikolay Vladimir Ivanov, et al. v. Alberto Gonzales, etc.	15